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HASTINGS LAW NEWS

San Francisco, California

October 25, 1994

Volume 28, Number 2

Left Out in the Hall of Exclusion: Students Protest Hostile Environment

Elaine Paplos

EDITOR-IN-CHIEF

Hastings students protested the pictorial display of 69 white men in the second floor hallway of the 200 McAllister building by covering the photographs with pictures of minority and women contributors to the law and social justice.

A crowd of mostly students filled the hallway to capacity, taking in the October 12 "art show" The demonstration, staged by the independent student organization Left-Out, was designed to protest what they say is a hostile environment created by the pictures of white men.

No members of the administration were present at the protest.

Members of Left-Out covered the 69 photos with pictures of minorities and women in order to create a reverse impact. "To show what it feels to be left out," according to Left-Out co-founder Thora Nelson. While hanging up the unauthorized photographs, co-founder Samira Salegh said, "I'm



PHOTO BY STEVE ANANDSON

Members of Left Out display pictures they feel would better represent legal society than the current photos on the second floor of the 200 building.

shaking. I'm waiting for a security guard to tear down the photos right behind me."

In a brief speech, Nelson demanded the administration display the photos for at least a week to symbolize diversity and disparaging interests, and that the administration change the visual representation in the second floor.

Left-Out's photos were removed two hours later. No plans have yet been made to change the

hallway, according to Academic Dean Leo Martinez.

Nelson assured observers that "no disrespect is intended for the people [in the photos] here. After all, they are our mentors." Nelson further explained that "these white men were around when Malcolm X was told not to be a lawyer because that was not a good job for a Nigger. They were around

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Korematsu's Story Enthralls Crowd

Sarah Levitan

STAFF WRITER

Fred Korematsu, the litigant in a controversial Supreme Court decision which affirmed the constitutionality of Japanese-American internment during World War II, addressed a standing-room only crowd of students and faculty regarding his struggle for justice since 1942.

The program, scheduled for Wednesday, October 19 in Classroom A, was moved halfway through to Classroom B due to an overwhelming turnout.

Dale Minami, lead counsel in the 1984 case of *Korematsu v. United States*, and Ken Korematsu, Fred Korematsu's son, also addressed the group.

Korematsu, the last of the speakers to take the floor, was welcomed by a standing ovation.



PHOTO BY STEVE ANANDSON

Fred Korematsu at Hastings

He spoke little about the 1944 case of *Korematsu v. United States*, which upheld his conviction for violating military orders by remaining in his home town of San Leandro after Executive Order 9066 authorized the internment of Japanese-Americans. Nor did Korematsu speak at length about the 1984 case which vacated his conviction. Instead,

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AG Forum Topical, Wide-Ranging

Martin Pitha

STAFF WRITER

Hastings' Third Annual Attorney General Forum offered comment and insight regarding past, present, and future issues affecting the United States Department of Justice.

The discussion, moderated by Harvard Law Professor and ABC Legal Analyst Arthur Miller, featured four former United States Attorney Generals: Benjamin Civiletti, Edwin Meese III, Richard Thornburgh, and William Barr.

The panel first engaged in a lengthy analysis of the recently passed federal crime bill. Meese, Attorney General under President Reagan from 1985 to 1988, called the legislation a "delusion" and a "snare." Meese claimed that the bill's goal of 100,000 additional police will never be fulfilled, but the legislation's costs will nonetheless be borne by local governments.

Civiletti, Attorney General under President Carter from 1979 to 1981, agreed that the eventual number of police may be less than that publicized, but welcomed the heightened level of federal funds and programs on the local level. William Barr, President Bush's Attorney General from 1991 to 1992, described the bill as a "mixed bag" and decried the political deal-making surrounding the passage of the statute. "It's no way to run a railroad," Barr concluded.

The panel unanimously expressed concerns regarding the effects the bill will have on the federal courts, such as further crowding of the federal docket resulting from the bill's inclusion of crimes which are already uniformly proscribed on the state level. The group also concluded that the extension of the death penalty to 15 federal crimes will not result in federal executions unless Congress enacts habeas

Mattei Honored With Hastings' First Endowed Chair

Eric C. Johnson

NEWS EDITOR

Professor Ugo Mattei was named the first holder of the Alfred and Hanna Fromm Chair in International and Comparative Law on October 13.

The Fromm Chair is Hastings' first endowed chair, made possible by the donation of Professor Emeritus Peter Maier and Melanie Maier.

"I am very happy and honored by the award," Mattei said. "I was a student here at Hastings in 1987, studying under [Professor Rudolf] Schlesinger, so it's great to be back at the school of such a renowned scholar."

Although only 33, Mattei was chosen for his reputation as an excellent scholar in comparative law. Mattei has studied law in two common law and two civil law countries and has been involved in field research in Somalia, Sudan, Congo, Cameroon, Japan, and Israel.

Mattei has taught law in Italy



PHOTO BY STEVE ANANDSON
Professor Ugo Mattei

and France and is the author of four books. He also has academic interests in environmental law and law and economics.

University of California at Berkeley (UCB) School of Law Professor James Gordley, praised Mattei's academic influence and warm teaching style. Gordley was "amazed" by the time he entered Mattei's office and found him writing an article with one hand and playing with his two-year-old child in the other.

Dean Mary Kay Kane also extolled Mattei's leadership in the legal education world to the audience of Hastings Board

members, faculty, and students.

Mattei, a native of Italy, was a visiting professor last year. Mattei received his LL.M. from UCB in 1989 where he was a Fulbright Fellow. He accepted Hastings' invitation to become a full-time member of the faculty over UCB's offer.

The Fromm Chair is dedicated to the belief that, "In the end, people in the world are not that much different."

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Battles Over MUNI, Public Notices Top Local Ballot

Martin Pitha
STAFF WRITER

With due respect to Yogi Berra, the fights over November's local ballot initiatives are truly *do or die* all over again.

Long-time political rivals have brought their latest contentions to the voters regarding two issues that the citizens of this city traditionally hold dear: public transportation and the city's published public notices regarding the agendas and operations of civic bodies and agencies.

Proposition O seeks the creation of a downtown transit assessment district, with the funds generated to be purportedly used for MUNI. Specifically, the initiative authorizes the San Francisco Board of Supervisors to update a 1981 assessment district study in preparation for the creation of such a district. The ramifications of such an assessment, however, have again pitted businesses against self-described community activists.

Supporters of Proposition O claim that downtown businesses have benefited disproportionately from MUNI services and should therefore shoulder a greater

financial burden in maintaining and expanding MUNI operations. Proposition O is supported by seven of the 11 sitting supervisors and varied community and environmental activists.

Proposition O is opposed by downtown small and large businesses, and Mayor Frank Jordan, who claim Proposition O will open the door for a \$54 million tax increase. They further state that under the language of Proposition O, revenues raised by the assessment are not specifically earmarked for MUNI and the proposal is, in reality, a "bait and switch" tax with no fixed purpose. Proposition O, they claim, will force businesses to cut jobs or move out of San Francisco.

Proposition J, the ballot over public notices has evolved into an all-out war between the *Independent* and the *San Francisco Examiner*. The longstanding feud between these two publishing entities heated up in the late 1980s and continued through the 1992 mayoral campaign. Their most recent clash involves San Francisco's public notice contract, which is awarded yearly by the city to the newspaper submitting the lowest published bid.

Proposition J would alter the criteria for determining which newspaper should be chosen by introducing an equation which incorporates local, minority, or female ownership, as well as daily cost and circulation. The lowest cost bid to the city would no longer be the major factor.

The proposition was placed on the ballot as a direct result of the *Examiner's* recent underbidding of the *Independent* for the public notices contract. Supporters of the *Independent* maintain that the *Examiner*, owned by the powerful Hearst Corporation, is attempting to put its less-wealthy competitor out of business. In response, *Examiner* backers argue that Proposition J is a blatant attempt by the politically influential Fang family, owners of the *Independent*, to skew the contract-awarding process in the *Independent's* favor and would cost the city additional funds solely for the *Independent's* financial benefit.

The *Independent* has recently filed suit against the *Examiner* under charges of predatory pricing while both entities continue to overtly snipe at one another in their respective newspapers.

Hot California Elections Near

Lesley Kim
EXECUTIVE EDITOR

The entire country will be watching election returns come in on November 8, where California political races are garnering massive national media attention.

In the race for Senator, incumbent Democrat Dianne Feinstein and her Republican challenger, Michael Huffington, have already broken the record for the most money ever spent on a US Senate campaign. The *San Francisco Examiner* reported that the Feinstein-Huffington race has already incurred a cost of over \$27 million, breaking the previous record set by Senator Jesse Helms (R-NC). The *Examiner* predicted that the cost of this year's Senate race will near \$40 million.

The hottest issue in the Senate race boils down to an outsider-insider distinction. While Feinstein proudly displays her record on passing legislation, including the Assault Weapons Ban and the Desert Protection Act, Huffington scoffs at Feinstein's "insider" status. His ads accuse

Feinstein of being "A career politician who'll do or say anything to stay in office." Huffington affirms his belief that less government is better by explaining his lack of legislative action as a part of his commitment to shrinking government.

The key to this election is the philosophical role of the government and the public's recent aversion to "career politicians." Many voters think there is nothing wrong with people who dedicate their lives to public service, but there is a strong feeling of distrust among the public regarding anyone who does nothing but politics.

The two candidates have few other practical differences in ideology. Both support the death penalty, support tougher controls on illegal immigration, and are pro-business.

A powder keg blew up in the gubernatorial race on October 14, when Democratic Treasurer Kathleen Brown stunned Republican Governor Pete Wilson with a rousing dismissal of his cries of soft-on-crime. In a harsh rebuke, Brown stated, "What I

resent most of all is you questioning my commitment to being tough on crime... You cannot imagine what it's like to be a mother, waiting at home late at night for your kids to come home. Waiting for your daughter to come home in the evening, and having her come home and comfort her because she's been raped."

Wilson supporters and others have questioned the sincerity of the statement. The timing of Brown's admission raised suspicions, coming as it did during the only televised debate between the candidates. Many viewers of the debate found the statement powerful and convincing enough to give Brown the illusory "win" of the evening.

The ideological differences between Wilson and Brown follow traditional party lines.

Wilson supports the controversial Proposition 187 and has sued the federal government for tighter border controls. Wilson also signed the "Three Strikes,

NEWS BRIEFS

COMPILED BY THE HASTINGS LAW NEWS STAFF

HEARD to be Heard

The Hastings Educational Alliance for Rights of the Disabled (HEARD) will host its first disability awareness panel for the Hastings community on Wednesday, October 26 in an effort to increase student awareness toward students with disabilities.

HEARD was formed in 1991 by a group of Hastings students with disabilities to gain access to the Administration to address concerns about accommodations for students with disabilities, and to educate the Hastings population about people with disabilities in order to break down the myths, misperceptions, and stereotypes.

The Disability Awareness Panel will include students Rebecca Dodge, Dawn Hassel, Edna Long, and Fred Niesen, as well as Professors Mary Cusley, Rory Little, H.G. Prince, and Francis Walsh, Associate Academic Dean Gray will host the event. The main purpose of the panel is "to increase the awareness of students with disabilities to the Hastings community," explained Niesen. "As little as five years ago, there were virtually no students who identified themselves as disabled students at Hastings."

Bar Passage Study Troubles LEOP

Concerns raised by last month's release of a preliminary bar passage prompted a special meeting of the Legal Education Opportunity Program (LEOP).

The October 5 closed meeting addressed members' concerns over the study's finding that the LEOP sub-group population's first-time pass rate of 51% fell substantially below the general population's pass rate of 81.6%. Of the eight predictors identified in the study, LEOP status was found the third most significant, following Hastings GPA and Bar Course GPA.

LEOP Director Sue Lunbeck would not comment on the study, its impact on LEOP students, or LEOP generally.

One LEOP student, who requested not to be identified, believes the study may have negatively influenced many Hastings students' perceptions of LEOP by suggesting its members "brought down" the school's bar passage rate.

Posters Denounce OCI

During the weeks of On Campus Interviews (OCI), several signs expressing disapproval of private law firms were mysteriously posted around Hastings.

Among the flyers posted were: "Fuck OCI! Don't Swallow Corporate Cum"; "Fuck OCI: One Cause of Indigestion"; and "Fuck OCI: You can either smell bad or really bad. Either way you need a shower."

The author of the posters could not be independently verified by the Law News.

Wilson Slams UCSA

Governor Pete Wilson vetoed SB 1931 on September 30, which would have allocated funds to UCSA for lobbying the state government on behalf of UC students. Because of the *Smith v. Regents* decision, UCSA's ability to lobby on issues such as fees has been severely curtailed. Senator Tom Hayden, sponsor of the SB 1931, issued a statement declaring, "The *Smith* decision has had a chilling effect on students... and has virtually eliminated their representation in the Capitol."

"Nightmare" Visits Hastings

Hastings Public Interest Law Foundation (HPILF) will be hosting its 3rd Annual Auction this Friday, October 28. The theme of this year's auction is "Nightmare on Hyde Street."

"The auction is always a fun event," stated HPILF member Eric Johnson, "but it sure is bring lots of money, as Scallan's Minnesota-style dinner is always a big-ticket item." All proceeds will help fund public interest research grants.

"Nightmare" will hold in the Louis B. Mayer Lounge at 5:30. Admission is \$6, which includes food and drinks. There will be a Beer on the Beach at 3:30 p.m.

Hastings Students Fight for UC Recognition

Lesley Kim

STAFF WRITER

The Office of the President of the University of California (UC) decreed that Hastings students are not UC students at the "Roundtable Regarding Hastings" held on October 14.

University of California Student Association (UCSA) President Andre Quintero and UCSA Field Representative Kimi Lee brought a contingent of Hastings students to the meeting, including Hastings UCSA Representative Dean Poulakidas.

The student representatives met with the UC Office of the President representatives Dennis Galligani, Assistant Vice-President of Student Academic Services, Margaret Heisel, Director of Student Outreach and Support Services, and Melvin Beale, UC General Counsel, as the Office of President in Oakland.

Poulakidas was given only two days notice of the meeting. The Office of the President informed Poulakidas, "We don't have to

deal with you because you are not a UC student."

The meeting was specifically concerned with Hastings students' status as non-UC students. Hastings demanded from the Office of the President:

- The right to sit as equals on the UCSA Board of Directors. UCSA accepted Hastings onto their board by unanimous consent at its August meeting. It is the position of Hastings that the Office of the President should not treat Hastings any differently than the other UC's.

- Hastings students should be allowed to apply for and serve as UC Student Regent. "The UC Regents make a number of substantial and significant decisions that affect every single Hastings student," Poulakidas remarked. "They decide how much we pay in fees, differential fees. They requested that Hastings create Smith's Regents deadlines. Hastings was the focal point of the privatization discussion. They [the Regents] affect every Hastings student's checkbook,

ability to express themselves through their student groups, and right to determine what Hastings will be tomorrow—a public or private school."

- Hastings students should be allowed to sit on UC system-wide committees, including the committees on fees and financial aid.

"If we're not UC students, what are we?" Poulakidas asked. "We were chartered as the law department of the University of California, and under state law, our Juris Doctor degree must be conferred by UC Regents and signed by the President of the University of California. Moreover, Hastings is required to follow the fee schedule set by the UC Regents."

"Why is it when people apply to Hastings, their application says they're applying to the University of California?" Poulakidas added. "Why is it that on the first page of the Hastings'

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Clerkship Forum Provides Insight

Amy O'Brien

STAFF WRITER

For those seeking an opportunity to receive more rejection letters from potential employers, an informational meeting regarding judicial clerkships was held on October 12. Professors David Faigman, Eileen Scallen, Rory Little, and Radhika Rao discussed the application process, their experiences, and the benefits of choosing a judicial clerkship.

Faigman, provided an varied legal opportunity research and a first trial



clerkship is networking most major

actively recruit law clerks. About 12% of graduating law students choose to become judicial clerks.

Clerkships are available in federal court, including the Supreme Court, circuit court of appeals, district courts, Claims Courts, and Courts of International Trade. State clerkships include supreme, appellate, and superior courts.

While federal clerkships are very competitive and generally

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In the Public Interest

Public Interest Symposium Forges Vision of Community

Rachel Meyers

STAFF WRITER

Public interest law practitioners, community activists, and law students met at Hastings to discuss how people in the public interest community are working to achieve social justice. Nancy Strohl, director of the Public Interest Clearinghouse, noted that the October 8 symposium was part of a nationwide event bringing together thousands of people intended to "take a look at what the public interest community is."

Eva Peterson, of the Lawyers' Committee for Civil Rights in the Bay Area, said in her welcoming address that the event was intended to help foster a notion of vision. "We are so caught up in reaching to negotiate, we have lost sight of where we want to be," Peterson noted. "We're building walls around ourselves instead of bridges."

The reason for the symposium, Peterson said, was the existence of a community of public interest

lawyers and law students who "have a clear vision that all these things are wrong" and are working towards "a society without racism, sexism, and homophobia, where everyone has enough to eat." The symposium, entitled "Forging a New Vision of Justice: Law in the Public Interest," provided an opportunity for developing an agenda where "we know what's going on is wrong, and we want to fix it," noted Peterson.

Other speakers in the opening session included community activists and practitioners from a variety of public interest organizations, including the San Francisco Neighborhood Legal Assistance Foundation, the Coalition on Homelessness, and the Center on Juvenile and Criminal Justice.

The speakers addressed some common themes, including the under-representation of women, children and people of color and an increasing trend towards punishment without rehabilitation exemplified by the "Three Strikes and You're Out" initiative. As Vince Schiraldi of the Center on

Juvenile and Criminal Justice noted, "the tail of prisons ways the dog of rehabilitation in California."

Law students were encouraged to participate in clinical programs, which serve primarily the indigent and working poor. Cookie Rodolf, director of the Santa Clara University Law Clinic, noted that clinics "teach law students to be servants of their community" and address a consistent need for legal representation for indigent clients. Although Eleanor Swift, professor at UC Berkeley School of Law, observed "a growing sense of disenfranchisement [among] students who want to do public interest work." She added that legal clinics can be a "response to the educational needs of students and a way to realize the vision of social justice that they came to law school to work on."

Law students have considerable power to change things, noted community activist Glenda Savage. "As future attorneys, you're in a position to make the lives of families and children better," she said.

Clearinghouse Provides Support

Shirley S. Cho

STAFF WRITER

The Public Interest Clearinghouse is an invaluable link for Bay Area law students, public interest law firms, *pro bono* attorneys, community activists, and others interested in the public interest sector. Funded by the Legal Services Trust Fund and the LSC Project Directors Association, the Clearinghouse has provided legal services support center for fifteen years.

The Clearinghouse operates independently of Hastings, yet is closely associated through its many programs and resources offered to students. It channels interested advocates to employment opportunities in various public interest fields. Their Clearinghouse's Public Interest Employment Services publishes *Job Alert*, a semi-monthly listing of jobs in legal services programs and other public interest organizations. The listing is distributed to over 75 law schools nation-wide.

Many students are familiar with the Public Interest Law Program (PILP), also run by the Clearinghouse. PILP was designed to help students interested in public interest fields to survive law school with their goals and ambitions intact. Law students are prepared for careers in public service through a combination of course work, individual academic and career counseling, as well as practical experience. PILP also publishes the monthly *Public Interest Advocate*, which includes articles on current issues, job announcements, and a calendar of coming events for program participants.

PILP has successfully graduated hundreds of students over the years. In addition to Hastings, the program is offered at UC Davis, Golden Gate University, UCLA, Santa Clara University, and the University of San Francisco. Students apply for the program after their first year of law courses and receive certification upon successful completion.

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Multimedia Law Comes to Hastings

Christian Martin
STAFF WRITER

Hastings takes a giant leap into the 21st-century next Saturday, October 29, when it hosts a multimedia seminar entitled "Multimedia Law for Artists."

The forum will provide artists, industry professionals, and lawyers with the opportunity to learn more about the exploding multimedia industry. California Lawyers for the Arts (CLA), the sponsor of the discussion, felt that a seminar was needed to focus on protecting the rights of individual artists and educating people on how to avoid being exploited by developers.

Griff Morris, Program Director for CLA's San Francisco office, elaborated on the genesis of the seminar, "Someone needs to explain to artists that they too should negotiate to protect their rights, or at least be compensated for them. Hence, the 'Multimedia Law for Artists Seminar.'"

Legal topics to be covered will be property issues such as copyrights, patents, and trade secrets, as well as contracts, confidentiality, unions, moral rights, non-competition agreements, and mediation/arbitration clauses. Use of multimedia in the courtroom will also be discussed.

An impressive array of movers and shakers from the world of multimedia are scheduled to speak.

There will be ten attorneys, including partners and associates at various local firms, corporate counsel from large and small companies in the industry, and solo practitioners. Their various fields of expertise encompass intellectual property, entertainment, and business law. Also speaking will be multimedia developers, music and film producers, and other people involved in the arts.

The morning session will be an overview of the industry and the life cycle of a multimedia program. The afternoon will include a session on selling, and end with break-out sessions devoted to music, performing arts, visual arts, and educational technologies. The event will also include developers' product demonstrations.

CLA is a non-profit organization founded in 1974 to provide legal services and information to the arts community. Hastings' Communications and Entertainment Law Journal (COM/EXT), San Francisco State University, and Multimedia Development Group are co-hosting the seminar. Law firm sponsors include: Farella, Braun & Martel; Steinhart & Falcober; and Shraier, Friess & Ginsburg.

Admission is free to Hastings students who reserve a space with CLA at 775-7200. General admission is \$35.

Just What The Heck Is This Multimedia Thing Anyway?

Christian Martin
STAFF WRITER

The buzzword of the day is "multimedia." For those not already familiar with the new technology, and even for those who are, the exact meaning of "multimedia" is elusive.

On a basic level, multimedia means a combination of media. Artists have been creating multimedia works for years, using the term "mixed-media." For diehard audio/visual purists, multimedia still means the coordinated use of different analog (translation: old-fashioned) media, such as slides, transparencies, audiotapes, and videotapes, which has been traditionally associated with educational- or business-related presentations.

Multimedia is still the combination of sight and sound, but also incorporates computer control over the media. More precisely, it is the orchestrated use of a variety of media in digital form. Just as the personal computer made it possible to convert numbers, then text, then graphics, into digital

code, now sound and video can be translated into digital computer language.

Multimedia still involves the more familiar aspects of mixed-media, such as text, graphics, still images, audio, animation, and full-motion video. Now the computer provides the ability to house the media in a single repository but the capability to mix and match with a remarkable degree of agility.

Another important aspect to multimedia is its highly interactive format (yet another buzzword). While definitions of multimedia vary, one feature remains constant: multimedia engages the passive observer to become an active participant.

Multimedia allows activity and interactivity. The computer, in conjunction with other related hardware, allows photographs, pictures, spoken words, music, and even video to interact and merge into a unified presentation. The most common and preferred software format is the CD-ROM.

CD-ROMs are indistinguishable from audio CDs, but actually run on a special drive connected to a computer. There are already

thousands of CD-ROMs in an ever-expanding market.

The power of multimedia to communicate information was first demonstrated in one of its most obvious uses: the CD-ROM encyclopedia. Look up "Picasso." There may be textual information combined with high quality, color renderings of his paintings, an audio sample of the artist speaking, or even video footage of Picasso actually painting.

Select "Bach" and hear part of a sonata. Type in "heart" and get a tour of its internal workings. Although the possibilities may seem limitless, calling up "rose" won't access the smell of the fragrance or the feel of its thorn. Not yet, anyway.

Almost anything imaginable can and will eventually be available in a multimedia format. As an educational and business tool, as a format for high quality games and entertainment, and simply as a format for storing and relaying information, multimedia is a powerful phenomenon.

BLSA Hosts Speaker on South Africa

Jasmin Darznik
STAFF WRITER

Months after South Africa's first non-racial election in April 1994, "unfulfilled promises have created frustration and the potential for violence," claims Vusi Nkosi, Case Coordinator of the independent Community Law Center (CLC). Nkosi spoke at the October 14 program hosted by the Black Law Students Association.

Founded in 1989 in affiliation with the University of Natal, the Durban-based CLC aims to ensure active political participation and self-sufficiency of rural South Africans. The program currently targets fifteen rural communities by providing otherwise inaccessible legal services.

One of the cornerstones of the organization's 1995-96 agenda is a two-year paralegal training program emphasizing

mediation and negotiation techniques. Working with rural chiefs, CLC organizes community meetings aimed at discussing pressing issues and eventually electing community paralegals. Nkosi expressed that CLC has been highly successful in preventing violent resolution of problems in its targeted rural areas.

"There is a danger of exclusion of rural areas, and we must make sure people are not left out of the process," said Nkosi. "The situation in South Africa is developing daily. We can't afford to go wrong now."

Since 1989, CLC-trained paralegals have handled almost 10,000 cases, many of which involve re-claiming land and recovering government pensions. The emphasis throughout is on active community participation, cooperation, and rural autonomy. Student interns from the United States and England currently serve on a number of CLC committees.

Coming Out at Hastings

Elaine Paplos
EDITOR-IN-CHIEF

The Hastings Alliance of Gays and Lesbians (HAGL) celebrated "National Coming Out Day" by asking the Hastings community to re-examine their attitudes towards gays, lesbians, and bi-sexuals.

National Coming Out Day, annually held on October 11, is the anniversary of the 1987 March on Washington for Lesbian and Gay Rights. "We've been focusing on making it a bigger event on campus and increasing visibility," said second-year Robin Haxland, co-chair of HAGL. "The problem with being Gay or Lesbian is that you're invisible unless you come out," commented Haxland. "That is part of why there is a National Coming Out Day."

Students, faculty and staff

members were encouraged to wear pink triangle pins, a symbol once used in Nazi concentration camps to identify homosexuals, but has been since reclaimed by the gay, lesbian, bisexual community.

Despite the seemingly positive reaction from the Hastings community, Haxland expressed some concern about the openness of Hastings to gays and lesbians, saying, "How many out gay or lesbian professors are in the Hastings community? None. This is San Francisco, why is that? JAG [the military's legal department] is still interviewing on campus despite the fact that gays and lesbians are still not allowed in the military."

HAGL also distributed pink fliers containing a list of questions to heterosexuals. Heterosexuals were asked, among other things, to question themselves when they

first decided they were heterosexual, the cause of their heterosexuality, and whether heterosexuality was a "transitory" phase.

Prior to HAGL's formation, there were separate groups for lesbians and gays. "Lesbians and gays, surprisingly enough, sometimes have different, competing interests," noted Haxland. "Being in San Francisco has helped a lot. Having a gay community means you can feel good about yourself, you aren't constantly questioned or stigmatized, [you have] a place where you can foster your self esteem."

The Beach was filled with festive pink and purple balloons, and a HAGL table stocked with literature on gays and lesbians in general and HAGL in particular. Students were asked to donate.

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Pedestrian Interviews

Interviews and Photos by
Todd Brody and Steve Anderson

What do you do to relieve stress?



Adria Cheng

1st year
I go out and hang out and
party with my non-law
school friends.

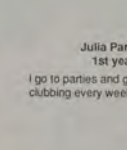


Vladimir Belo
1st year

I study more and that
makes me less stressed.



Jennifer Choi
2nd year
I exercise.



Julia Pard
1st year

I go to parties and go
clubbing every week.



Elaine Fitch
2nd year
Masturbate.

The Security Blotter

9/21/94, Time: 09:15. Four library officers responded to a call from circulation desk staffers of a person carrying a box that looked like a bomb. Subject refused to identify contents of the box. When opened, it contained batteries and wires. Subject was warned and escorted off the property.

9/22/94, Time: 10:45. Backpack reported stolen from women's restroom counter while owner in stall. Estimated value: \$399.95.

9/25/94, Time: 01:23. Tenant of 250 McAllister reported that people were taking food and equipment from the alley. Officers told tenant to call the San Francisco police as incident was in progress.

9/25/94, Time: 09:08. Officers found white male adult sleeping in the southwest corner of the patio. Officer awakened subject who left without incident.

9/25/94, Time: 22:58. Student stated that an insane person was on the west side of the 200 building. Student requested an escort. Officer provided escort to her vehicle. An irate white male adult charged at the officer, who drew his baton and ordered the subject to leave. Subject complied.

9/27/94, Time: 02:05. Officer found two street people sleeping on the patio near stairwell # 2. Subject was awakened, warned and escorted off the property.

9/27/94, Time: 15:00. Officer found four white male adults camping out in the dirt lot behind 250 McAllister. Officers made contact with the campers and advised them that they were on private property and had to leave the area. The campers complied.

9/27/94, Time: 15:15. The 100 McAllister Tower guard report that a man was at the east side sidewalk, talking to himself in a loud manner. He was also pointing to the building. Subject fled when officer arrived and tried to talk to him.

9/27/94, Time: 21:30. Officer spotted two white male adults climbing the fence from Golden Gate Avenue into the dirt lot behind 250 McAllister. Officers responded and found three white males and one white female in the area. Two of the men were warned earlier. All subjects were warned once again.

9/29/94, Time: 11:30. Employee reported that a white male adult who had repeatedly come into his office to complain about handicap access was in the

piano lounge area. Employee told subject to leave. Subject had also complained to another employee.

9/30/94, Time: 00:02. Officer woke a white male adult who was sleeping outside the fire exit door stairwell #1. Person was advised not to return.

9/30/94, Time: 15:00. Student reported that her backpack was found with \$80.00 worth of lawbooks missing.

10/05/94, Time: 04:03. Officer found two white male adults sleeping on the patio near stairwell #2. Subjects were awakened, warned and asked to leave the property. Subjects complied.

10/05/94, Time: 8:30. Officer responded to a report of an intoxicated male who was harassing female students at the corner of McAllister and Hyde streets. Officer found a black male adult drinking beer on the street corner. Officer warned him of drinking in public and he left without incident.

10/06/94, Time: 20:00. Officer drove a student to Saint Francis Emergency Hospital because she had chest pains and couldn't move her right arm. The patrol car was used because the shuttle was full.

10/08/94, Time: 13:55. Student reported that a white male adult walked in looking for the legal clinic and persons at the Clearinghouse even saw a grenade that the man had placed in his pocket. Subject was taken out of the building and he left without incident.

10/09/94, Time: 02:55. Officer found a black male adult sleeping behind a patio bench. Officer woke the subject and warned him. The subject left the property without incident.

10/09/94, Time: 05:05. Officer received a complaint from a resident of the Tower that someone was yelling outside all night. Officer advised complainant to call San Francisco Police Department since there was no one available to respond.

10/09/94, Time: 07:00. Officer responded to a complaint of a black male adult crossing the street with a metal object across the street from the Tower. When officer arrived, the person was gone. Officer stayed for 30 minutes and saw the man return and leave twice.

10/09/94, Time: 13:25. Student reported that her car had been broken into while she was at a meeting on campus. Total loss: \$360.00. Approximate damage cost: \$550.00.

10/11/94, Time: 15:46. Two white male adults were smoking a hash pipe outside stairwell #3. Subjects left before officers arrived.

10/12/94, Time: 07:00. Student reported additional items missing from the trunk of her burglarized car. Additional loss: \$120. Total loss: \$480.00.

10/12/94, Time: 17:05. Employee reported that he had left his backpack on a custodial cart while he cleaned a men's room. His backpack was gone when he returned.

10/13/94, Time: 08:30. Employee reported five checks with a total value of \$220 missing from her desk. The checks were last seen on Oct. 12, at 3 p.m. All were made out to Hastings.

10/13/94, Time: 16:02. Officer responded to the television office for an activated silent alarm. The alarm had been activated accidentally by an employee. Officer re-set the alarm.

10/14/94, Time: 09:00. San Francisco Police Department and Hastings officers responded. SFPD officers took the man into custody. Animal control officers took the puppy to the vet and began an investigation.

10/16/94, Time: 00:30. Officers saw three white male adults skateboarding on the patio. They were warned and left the property.

10/16/94, Time: 01:26. Via camera, officer saw four people smoking crack and drinking wine on the patio. Using the intercom, the officer warned the subjects and they left without incident.

10/16/94, Time: 03:05. Officer found a white male adult sleeping on the steps of the patio. Subject was awakened, warned, and told to leave. Subject left the property while cursing at the officer, calling him a "stupid nigger."

10/16/94, Time: 13:55. From bicycle tire taken from bicycle parked in the rack in front of 200 McAllister. Front tire had to be removed with a wrench. Total loss: \$30.00.

10/17/94, Time: 15:25. Officer called to report sick student who needed a ride home. Another officer drove the student home.

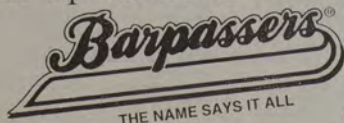
10/17/94, Time: 16:10. Student called from computer lab, saying a student there was sick and had passed out. When officers arrived, student was conscious, vomiting and very weak. Officer drove student to BART and student returned home.

10/18/94, Time: 06:05. Officer saw a white male adult urinating in stairwell #2. Subject was told that the area was not a toilet, and asked to leave the property.

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OPINION

En Banc

To Be P.C. or Not to Be P.C.

It seems nearly impossible these days to turn on the TV, open a magazine, or go to a coffee shop without being barraged by the latest claim that "political correctness" (p.c.) is undermining academic freedom, intellectual honesty, and the Hall of Fame of life. The recent political action of deconstructing the "Hall of Exclusion" by the renegade group Left-Out was cheered on by many as an innovative way of bringing awareness to the important issue of underrepresentation.

Yet some students, in guarded conversations, confided to each other that they felt uncomfortable by the demonstration. They thought it was pointless, or would have no meaningful effect. The overriding complaint, however, was that it was p.c. to support the protest, and the fear of being branded a fascist-dithead-conservative-as-hole silenced any meaningful dialogue on the subject.

Originally, the political right sought to gain the moral high ground by opposing p.c. by championing the right to free speech. This raised many an eyebrow, as conservatives in the past have vigorously attempted to restrict the content of TV programs, discussions about sex education in classrooms, or books in the library. The very same people that chastised the "thought police" sought to ban Ice-T's "Copkiller."

Tom Tomorrow once described the use of p.c. as a means to dismiss someone as a left-wing crank while avoiding a serious debate on the issue. Indeed, in the 1988 presidential campaign, George Bush criticized Michael Dukakis as a "card-carrying member of the ACLU," as if there was something fundamentally evil in believing that personal liberties are worth fighting for.

Conservatives also have their own form of political correctness. When it is the last time a Republican stand in public that perhaps it might be inappropriate for the government to create laws based on the Judeo-Christian morality? Suggesting that homosexuality and "family values" are compatible is far from a tolerated idea in GOP circles.

It is far too easy to paint one's political opponents as extremists—it is a convenient method to avoid debating substantive issues. If there are people who believe Left-Out's actions were misguided or simply wrong, speak out. Without taking the step to engage in a dialogue, whispered criticisms accomplish little. It's hard to respect an opinion that even its author is afraid to voice.

Left-Out's demonstration was a constructive method to underscore the serious problem of lack of diversity in the school's hierarchy. There are legitimate issues regarding the exclusion of "others" not only in Hastings but the larger legal community as well. But a meaningful debate, and a good-faith effort towards consensus, will never be accomplished if the level of discussion never reaches beyond finger-pointing and name-calling. Moreover, Left-Out is not automatically correct simply because a majority of the school believes that they are right; the Hastings community ought to draw conclusions only after it has heard input from all sides of the issue. For this to be fair, diverging opinions must be allowed to be heard.

For many progressives and liberals, academia is the last time where they will feel comfortable supporting ideas that do not have mainstream approval. This is intellectually healthy, as it sparks dialogues and ideas that simply could not survive otherwise. The same gay and lesbian students, for example, who feel comfortable being "out" on campus may not be so lucky in the employment arena, where their sexuality could lead to discrimination, intimidation, and reprisal.

Those who currently feel so oppressed for having politically incorrect ideas should remember what it is like to be a member of a despised minority and to ensure that when they are in a position of power, they will not oppress those below them with their now-accepted beliefs.

One of Left-Out's goal was to educate people what exclusion felt like, for many people don't understand what it truly means to be discriminated against. Through such knowledge comes tolerance and respect for all people. Otherwise, act your age and stop whining like children.

Dear Editor:

Unfortunately you missed the point of my letter regarding the negative comments made about the homeless by the Hastings Public Safety Department during orientation activities (Law News, Sept. 1994 issue).

My letter was not about aggressive panhandling which your response addresses. It was about respect for people in our community regardless of their social conditions. Of course most people are uncomfortable when confronted by an aggressive panhandler. That gives us no right as an educational institution to denigrate an entire class of people. Call them homeless, call them vagrants, I don't care how you want to label them, just don't refer to them in the majority as likely to be drunk and hostile. Generalizing from the specific is a pattern of thought that leads to prejudice and intolerance. We have to ask ourselves if that kind of generalization appropriate for an institution that prides itself on its diversity and turns out the future privileged of our society?

Pussy Oppenheim has informed me that the "bumorous" video that accompanied the presentation will no longer be used. Also, the content of the presentation will be somewhat different in light of the changes in the Public Safety Department. Apparently, she agrees with me that it might not be appropriate to mix satire with safety. Hastings needs to approach the issue of how to

live among the homeless with greater sensitivity, realizing that it is not us against them. We are all members of this community whether we like it or not. Thank you.

Kynan Koudy

Editor's Response:

You are right, Mr. Koudy, I did miss the point of your first letter. I mistakenly saw it as an attempt to appear more politically correct and holier than thou than the administration, rather than an intelligent gripe with the orientation safety video. It was been my experience here at Hastings that many people engage in such empty posturing, mouthing tired complaints simply for the sake of complaining.

I honestly applaud the obvious thoughtfulness and sensitivity of your letter. As a year-long volunteer and full-time summer employee at the General Assistance Advocacy Project (GAAP), I saw first hand the incredible hardships that homeless people face everyday. From my time here, I can support your proposition that not all homeless people are hostile and intoxicated. In addition, I also agree with you that Hastings has a real responsibility as an institution to try and instill a sense of respect for all into its students. I politely disagree, however, that an amended safety video will contribute toward this goal. Despite this, I appreciate your follow-up letter and the clarifi-

cation it provides. May I suggest that if you aren't currently involved with GAAP, you should be. Homeless people need all the champions they can find.

Dear Editor:

I was "outraged" by Martin Pitha's guest editorial entitled *Legislating O.J.* Although the piece was well-written, it ignored the two fundamental issues underlying the Simpson case: domestic violence and spousal abuse.

Pitha's column, like so many others, remained fixated on O.J. Simpson's celebrity status. Is it not time to discuss the victims of this grisly double homicide? Is it not time to write about the social ramifications of domestic violence?

Mark C. Hardie, a first year student, earned his BA from UC Riverside in 1994. He received his CA (Certificado Académico) at the Universidad de Costa Rica in 1992. Mr. Hardie is a nationally syndicated columnist, author, and lecturer, and national advisor at the National Center for Public Policy Research in Washington DC.

Dear Mr. Hardie:

In your attempt to de-publicize the Juice's trial, I am afraid you have done an excellent job in publicizing yourself. That is a pretty big ego for an unpaid first year. Next time, pay for an advertisement to circulate your business card.

Dear Editor:

Grades

Hi good to see you are in the TOP 10!

Interviewee: "well no..."

Interviewer: to herself "well here we go again,

How do I keep this interview interesting for myself?

I know I'll just look at the books on the shelf."

What kind of law would you like to do?

(Oh like she's telling me something new)

What do you see yourself doing five years from now?

(Another original thought, oh wow)

(I can't stand her answers, I'll talk before I become unglued)

Let me tell you about our firm and what we do. Its big lets see 100 or so with 20 women and we get along swell.

(Like second class citizen but I shouldn't dwell.)

We do all kinds of law, Torts, Litigation and Crimes

Mostly contingencies, if we lose we don't get a dime.

(Etcetera and etcetera for half an hour or more.) I sure hope it doesn't look like I'm really bored!

So were looking for winners and frankly, your GPA

means we won't be extending an offer to you today.

Good luck in the future. I'm sure you'll succeed.

For dedicated lawyers there's always a need.

Interviewee: "thank you for your time, I enjoyed the interview."

Interviewer: "Yes I'm really glad its through."

"My pleasure, you bet."

("It is lunch time yet?")

Bob Alano

Editor's Response:

That was great! You have some serious talent, a good sense of humor and amusing insight into the OCI process. Keep the poems coming, please!

Guest Editorial

"The Juice" and Spousal Abuse

Beyond the White Bronco

Mark C. Hardie

The O.J. Simpson Murder Saga has garnered both national and international attention partially because of the sensational nature of the double homicide. The media frenzy surrounding this case seems relentless, and the American public's appetite for scandalous sound bites appears to be equally insatiable.

Obviously, one could assume that the public is interested in the O.J. story merely because it involves the famous football athlete. The national media seems overly-enthused with the plight of "The Juice," and has forgotten about the victims of these grisly murders. More importantly, there are other social issues which should contribute to the national conversation sparked by the case.

The issue of domestic violence, for example, must be discussed with new vigor following revelations that O.J., after being convicted of spousal battery in 1989, was given a lenient sentence and absolutely no time in jail. The fact that the former football jock served no jail time for spousal battery demonstrates the low level of concern for abused women.

The National Coalition Against Domestic Violence

(NCADV), which is the oldest national organization working to empower battered women, recently released a report on spousal abuse that is both shocking and disturbing. According to the NCADV report, battering is the single largest cause of injury to women in the United States—over mugging and automobile accidents.

- Each year more than 1 million women seek medical treatment for injuries inflicted by husbands, ex-husbands, or boyfriends.

- O.J. Simpson had a two-season total of 54 touchdowns at City College of San Francisco.

- Approximately 95%-98% of the victims of battering are women. Thirty-one percent of female homicide victims are killed by their partners.

- In 1968, O.J. won the coveted Heisman Trophy for excellence in college football.

- In homes where domestic violence occurs children are abused at a rate of 1,500% higher than the national average.

- The Juice became an All-American at USC and led the Trojans to a national championship win.

- Women who leave their batterers are at a 75% greater risk of being killed by their partners.

than those who stay.

- The Juice was the first person to rush for more than 2,000 yards in a single season. He rushed for 2,003 yards.

- More than 50% of all women will experience some form of violence from their spouses during marriage, and over one-third are battered repeatedly every year.

- O.J. held the record for most rushing yards in a single game with 273 yards.

- Physical violence in dating relationships ranges from 20-35%.
- The Juice broke the record for most touchdowns in a single season with 23 touchdowns.

- In the city of Los Angeles alone more than twenty thousand spousal abuse-related complaints were filed with the office of the city attorney last year.

The media ignores these domestic violence statistics, but constantly reports statistics from O.J.'s football career. Far too much attention has focused on Orenthal James Simpson, rather than on the terror and pain suffered by millions of women like Nicole Brown Simpson.

Although the national media labels O.J. a "role model," "legend," and "hero," not one news anchor or reporter poses the profound question: How can a husband who abused his wife be considered a role model? What kind of legend would brutalize the mother of his children? Isn't Nicole Simpson, who raised two beautiful children in spite of abuse, the real hero? Unless the national media probes the perspectives of the victims, serious discourse about these issues will be impossible. In a nutshell, the most important issue is not The Juice, it is Abuse.

If any Hastings student or faculty member would like to take a stand against domestic violence, here are a few ideas:

- Organize a forum here at Hastings to discuss spousal abuse and the Simpson trial.

- Send critical letters to the editor to both print and television media.

- Drop a note in my student information center (SIC) folder, and we can work together against domestic violence.

- The Clara Foltz organization is also very active on this issue.

Corrections

Christian Martin was incorrectly identified as Christina Martin.

Hebe Smythe was incorrectly identified as Herb Smythe.

The Angry Man on Apathy

Rich Jankowski

Opinion Editor

Recently, at 1st in Uncle Ray's Con Law class, I had an ugly flashback to my undergraduate years. One minute, everything was business as usual. Professor Forrester was passionately explaining the political ramifications of some decision or other. "By gump, it's an intellectual dishonesty on behalf of the Supreme Court!" It was all very routine law school happenings. I can assure you. Then, at aural, he asked the class for its reaction. The typical awkward silence followed. You know the one. Only this one wasn't typical. It transpired me through space and time. Suddenly, I found myself back in Santa Cruz.

Ah, UC Santa Cruz. The hippie, dippy politically-correct Mecca of the liberal arts scene. As a student of politics there, I would be utterly frustrated on a daily basis. None of my fellow students seemed to care about anything besides being more groovy and righteous than each other, and fantasizing about the coming of the great proletarian revolution (can I hear a hallelujah, comrades!). Want to talk about oppression of the minority? Try discussing the long-term economic challenges that our generation faces to a bunch of dogma-spouting Deadbeats.

Of course, I am generalizing pretty severely. The point is that I thought things would be different in law school. I figured back then that everyone at Hastings would be buzzing political savvy. After all, aren't we supposed to be the intellectual elite, the future leaders and all that trash? In that one moment of nervous panic shuffling, as Professor Forrester waited for some signs of life, my bubble was burst. What my ugly flashback was, in reality, was the maddening realization that few people really seem to care about politics anymore.

Maybe I am wrong. It is kind of tough to get good and fiery at ten thirty in the morning. Plus, experience shows that a classroom at Hastings might not be the ideal forum for real debate. The scary thing, though, is that I think I am right. The long stretches of impatient quiet that serve as my Con Law class's responses to Uncle Ray are just the signs of a larger problem. Most Americans seem to have lost their taste for politics. Check the statistics, this isn't just in my head. It wasn't too long ago in our country's history that people fought and died for the right to vote. Now, on average, a little more than half of the people that are able to vote in the US ever do.

This shouldn't be news to anyone. The decline in election participation has been going on for years. So why bother writing about it? Well, for one thing, I believe in the old truism—out of sight, out of mind. Americans are indifferent. If we aren't continually bombarded by something, it falls out of our national consciousness in a matter of weeks. Another reason is to stress the potential seriousness of America's political apathy. Without real popular elections to keep politicians in check, our country is headed for the thing the founding fathers feared most—tyranny. So, this column is my admittedly pathetic attempt to bring this national problem to the attention of truly intelligent, and someday powerful, people.

So what can be done to bring people back into the political process? That is a difficult question to answer. There are many interrelated reasons for political apathy. One, political parties have ceased to have real programmatic agendas. The main concern is on getting their candidates into office, rather than advancing coherent, long-term national policy. Two, there is no accountability. Each elected official blames the others for the lack of progress in this country. Three, there is an overload of information. Being an informed voter takes a lot of time. The sound bites and mud-slinging that mass media provide do not help voters make intelligent choices at the polls. I could go on and on.

The end result, though, is a frustration with the political process that leaves many people wondering why they should even bother. After all, it seems like nothing ever really changes. This is the root of the problem. And unfortunately, there are no easy solutions. Some people propose reforms such as term limits or stricter campaign spending regulation in order to combat the entrenchment of interests and inertia that typify American politics. Others advocate more aggressive measures, ranging from mandatory voting requirements to outright armed insurrection. All I am asking is that you, my fellow classmates, take an active interest in our collective national future and get involved. If not us, then who?

HASTINGS LAW NEWS

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"From dialogue comes change"

Features

Entertainment

Pulp Fiction Plumbs the Depths

Rachel Meyers

STAFF WRITER

Trashy, sick, nasty, depraved. All the traits I love best in a movie. *Pulp Fiction* delivers a blend of violence and black humor that tastes great going down but leaves a bad taste in your mouth. Everyone has a needle in their arm, a gun to their head, or both, which makes for a wild ride. Quentin Tarantino's latest effort artfully combines the cool of the '50's, the funk of the '70's and the depravity of the '90's.

The movie revolves around three intersecting subplots. In the first, hired thugs Vincent (John Travolta) and Jules (Samuel L. Jackson) are sent to retrieve some of their boss' property from a group of scared college boys. On the other side of town, a couple (Tim Roth and Amanda Plummer) decides to rob a coffee shop. Finally, boxer Butch Coolidge (Bruce Willis) cuts a deal to throw his next fight, but decides to win and keep the payoff.

Travolta and Jackson make a fantastic pair of himen, who do their work with a kind of deadpan humor. Jackson, his Jhen curls glistering, is a merciless killer who likes to quote from the Bible about the path of the righteous man right before another hapless college kid bites it. Travolta's much-touted "comeback" role is perfect for him. The slight grinning that made him appealing in *Saturday Night Fever*, the movie that made him a star, comes to the forefront here fitting in with the general "we're really sleazebags" mood. And Travolta is actually funny, although he tends to play straight man to Jackson.

Bruce Willis is also terrific as the down-and-out boxer who decides to double-cross the boss. Fortunately, there's no trace here of the grunting idiot who starred in *Die Hard 2*. Since Butch starts the movie with nothing to lose, he will risk his life for a watch and extract himself and the toots (Marcellus Wallace, played by

Ving Rhames) from a very uncomfortable situation in a pawn shop. If something is uncomfortable by Tarantino's standards, then it's more than some people with weak stomachs can handle. A couple of people got up and left during this scene. As far as I'm concerned, that's a recommendation. They can take their \$7 and see *Love Affair* (Warren Beatty, get over yourself.)

Vincent's date with the boss' wife Mia (Uma Thurman) involves a retro diner with "celebrity" waiters (Buddy Holly, Marilyn Monroe and Jayne Mansfield) and some very expensive heroin. Thurman is perfect as the bored gangster's wife, snorting coke and posing at Travolta.

The date provides a cameo role for Eric Stoltz (I kept having flashbacks of *Some Kind of Wonderful*) as a stressed-out dealer and Rosanna Arquette as his girlfriend. *Pulp Fiction* is packed with fab-cameos, including Christopher Walken as a Vietnam vet with a nasty story about a watch, Harvey Keitel as a specialist in the removal of inconvenient dead bodies and Tarantino himself as Jules' and Vincent's friend Jimmy.

Although *Pulp Fiction* seems lighter than the stark and relentless *Reservoir Dogs*, Tarantino's first film, its tone is deceptive. The script is so well crafted that we laugh at characters who overdose and pick someone else's brains out of their hair. It's only afterwards that we start to feel a little guilty. In Tarantino's vision, death is funny, faced with a sense of inevitability and futility in a world where what comes around goes around. *Pulp Fiction* is laced with the flash and style of the '50's, but it is obvious that the philosophy the characters operate under ("do unto others before they do it unto you") is very modern. This very stylish film is guaranteed to build Tarantino's following into a cult with the devotion of Deadheads. Don't miss it.

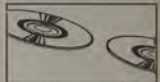


Nanci Griffith: FLYER

Lesley Kim
EXECUTIVE EDITOR

Nanci Griffith is just about the most famous singer-songwriter you've probably never heard of. Her latest album, *Flyer*, displays the unique style that has made her a favorite among music insiders.

The title track is an upbeat ditty about a missed opportunity



at love. The line "now, I would give anything. To be on that flyer's arm," is a familiar sentiment to anyone who has not taken a chance at love. Griffith's song writing skills come through most strongly on the emotional, pseudo-country-folk ballads. The lyrical "Goodnight to a Mother's Dream" displays Griffith's lively imagery, "flippin' bottle caps up in the moonlight alone on a Sunday night with the stars in bloom."

While Griffith's voice is the same as for other country divas such as Mary Chapin Carpenter or Faith Hill, she has a sweet, almost angelic vocal style. A good example is in "Nobody's Angel," where she provides her own bell-like backup vocals. Several other cuts provide serious backup work by well-known Southerners Amy Ray and Emily Saliers, better known as the Indigo Girls, and Adam Duritz of Counting Crows. Duritz' contribution on "Going Back to Georgia" is especially noteworthy, as he provides an uncharacteristically twangy vocal style in the traditionally country song. Also of note to Counting Crows fans: Duritz co-wrote "Going Back to Georgia" with Griffith.

Griffith is joined by some heavy-hitters from the music industry, including Larry Mullen Jr. and Adam Clayton of U2, Clannad, Mark Knopfer of Dire Straits, James Hooker, Emmylou Harris, the Indigo Girls, Peter Buck of R.E.M., and Duritz. You gotta know something special is going on when Nanci Griffith hits the recording studio. How many other singers can you think of who can pull that kind of star power? And you still don't know who Nanci Griffith is?

Nanci Griffith is playing at the Warfield on November 18.

Ask Lana Luv...

ADVICE FOR THE LOVELORN

Dear Lana Luv:

If I sleep with one of my professors, do I have to put that on my moral character application?

—DFFC

P.S. It was purely sexual; I didn't do it to raise my grades or anything.

Dear DFFC:

The people at the state bar only want to know if you can screw people in court. They couldn't care less who you do behind closed doors. Frankly, though, I'm surprised you didn't use your golden opportunity to improve your grades, you relentless social climber you. You can't fool me. I know you weren't into boning teach for his/her incredible sex appeal. If you weren't doing it for grades, either your professor's intellect turns you on, or the undertone of sexual repression at Hastings is deeper and more powerful than I thought.

Dear Lana Luv:

There is this woman in the club that I'm in. I think she's really pretty, funny, and fun to be around. We talk sometimes, but I can't tell if she feels the same way about me as I do about her. What can I do to find out without seeming like another jerk?

—Really Nice Personality

Dear Really Nice:

Here it is again, that age-old question: Does she like me? In the good old days, you could ask your best friend to pass her best friend a note asking if she wanted to climb on the monkey bars with you after school. Now that you are in law school and you are a big mature adult (yeah right) you will have to do it yourself. Ask her to have coffee with you. Having coffee is the perfect date for the '90s because it is totally without rules of etiquette. "Coffee" ranges from standing up at the counter in Starbucks while some renegade toddler shreds all the Bay Guardians in the newspaper rack to an intimate cappuccino where you exchange confidences about your ex's and try not to reveal all your neuroses in one sitting. A tip: if she orders a skinny decaf latte, no foam, extra cinnamon she is a control freak. Good luck.

Lana's Bitch of the Week

Lana wants to put the great boxers-briefs debate to rest, forever. So what choice should the discriminating guy make? Boxers, boxers, boxers. I can't say it enough. Just to illustrate what kind of guy wears what, a little chart.

Briefs/Speedos

- Little boys
- Very fat old men at the beach, so that their white, hairy bellies hang so far over that you think for a moment that (gasp) they're not wearing anything at all and did someone not tell you this is the nude "swingers" beach instead of Surf Stud Cove?
- Your dad
- Mathletes
- Teenage video store clerks who have rented "Spring Break Wet 7: Shirt Contest" 37 times because they can't sneak real porn past the boss
- Bob Guccione
- The guys on "ThirtySomething"

Boxers/Shorts

- Jake on "Melrose Place"
- Your grandfather, because he's been around long enough to, yeah, make a few mistakes and finally realize what's cool and what's not
- William S. Burroughs (when he wears underwear) and other people like him who defy the predictions of those who take vitamins and Rollerblade and will survive to irritate successive generations of close-minded morons
- Madonna
- Kramer, because he cares about his sperm count and the welfare of his boys

Any questions that need answering? Drop a note in the Hastings Law News box in the SIC room addressed to Lana Luv.

Making the Hastings House a Home

Crane Stephen Landis
BUSINESS MANAGER

"Hastings 2000" plans to give the "campus" a facelift.

Envision a campus where after a long lecture students can sit beneath a tree, stare up into the sky, and picture shapes in the clouds. Imagine a gathering of friends in a campus pub, which overlooks a vast and beautiful skyline the likes of which only San Francisco can offer, chatting about the day's events. These three years of law school could be filled with warm memories of an inviting campus instead of the too many run away from.

Few law students can claim their campus heightens the beauty of the neighborhood in which they reside. Fewer still would argue that the buildings Hastings has to offer provide its students with a more comfortable environment than the immediate community. As Hastings' surroundings are already arguably "pit-ish," the challenge of bettering the Tenderloin environment is not a great one.

In response to a spectrum of issues, ranging from academic standards to student quality of life, the administration is about to put forth, in its infant stage, the "Hastings 2000" strategic plan to the board of directors. A segment of the plan includes campus improvement strategies to soften the physical appearance of Hastings to the environment "is not so institutional, but more of a campus," stated Dean Mary Kay Kane. Nevertheless, significant changes are not expected during any of our present internments in the rooms without sprinkler-systems and seats without comfort. The process will be evolutionary, according to Kane.

Initially over the course of the next three years, students should see improvements in the lecture hall facilities, including new seats, painted walls and refinished desks. Other improvements may include opening up the west side strip of land next to the Law Cafe and making it into a patio area. More ambitious plans that directly impact students' quality of life involve suggestions of a student pub or coffee shop at the top of the Tower and the development of the pit area. Some improvements have already found their way into the student's apartments in the Towers—they are all being fitted with new blinds.

The Tenderloin neighborhood should not be blamed for campus disenchantment, although it is obviously having its impact as one factor of many. As difficulties it may be to imagine, there was a time when the library was the reading room and all faculty, administration and 1,500 students fit into the 198 building. There was also a time when your father walked five miles in the snow to get to school and notes were written on notepaper by hand, not on Powerbooks with WordPerfect. Creating a campus environment in which students and academics feel comfort and inspiration has long been a priority for most schools.

Perhaps one of the best examples of a stunningly beautiful inner-city law school is the Loyola Marymount Law School. Located in downtown Los Angeles on Olympic Boulevard—arguably a harsher neighborhood than the Tenderloin—Loyola has elevated its campus into one that has not only received international architectural fame but into one in which the student body actually enjoys "hanging out." Designed by Frank Gehry, students enter a campus of architecturally unique form, accented with sculpture. Forest green carpeted hallways lead students to similarly carpeted spacious lecture halls in which the white walls are adorned with impressive, modern artwork. The resulting atmosphere facilitates an environment of mature, intellectual discourse as opposed to "mere classrooms." It could happen here. Hastings really does have an art curator. Honestly.

The last time students participated in the beautification of the campus was dumping sand on the front patio of the 198 building for a party—hence the name "the Beach." Students now have an opportunity to do more than just complain. Be thankful; in Japan, students are forced to physically clean their school themselves.

Students should actively suggest ways to improve the campus directly to the administration for possible incorporation into the Hastings 2000 strategic plan to ensure a student voice in meeting student needs. Just think, some day that suggestion to build an overpass over Hyde connecting the two buildings might just be a reality. As a side note, to quell all the rumors, there was never any intention to move the campus to the Presidio. Sorry about that.

From My Side of the Court

Andrew Herman

STAFF WRITER

While getting polished in the *Hastings Law News* is clearly no great accomplishment, the editors are a bit stingier with bylines. Since I am patiently unwilling to get uncoiled on camera, rarely feel the need to curse in print, and refuse to adopt a catchy moniker, like the dead and buried "Angry Man" (although Egotistical Man might not be inappropriate), I will merely have to placate myself with the satisfaction of lending a bit of insight, wisdom, and sophistication to this fish wrap of a newspaper, and forego the glory of seeing my name in print. And frankly, that's enough for me. I mean as Brian Grant said after the Sacramento Kings made him the eighth pick in last year's NBA draft, "I'd play for Dr. Pepper and a bag of potato chips."

You know, the funny thing is, he probably meant it when he said it. However, I doubt he means it anymore, considering he is now holding out for \$2 million a year. I know California is expensive, but the last time I checked, \$2 million still got you a couple of pretty good meals at Stars and a house in the Berkeley Hills. This got me thinking about when the transition occurs from a buck's worth of snack food to more money in one year than my parents have earned in a lifetime. I bet if you asked most athletes upon being drafted what their asking price was, you would get similar answers (I personally would probably ask for a Malt-Nut PowerBar and a Snapple Lemon Flavored Iced Tea, but that's just quibbling).

Most of my friends would play professional basketball for free, or at least for just enough money to keep them knee-deep in Sega and cheese steak sandwiches in the off-season. Now who knows, maybe Brian Grant was making \$2 million a year when he was in college and just wanted to maintain his standard of living (after all, they did say that Eric Dickerson had to take a pay cut when he graduated from SMU and went to the NFL). Despite the dishonest nature of intercollegiate athletics today, I doubt Xavier University was shelling out that much a year. More likely Grant got a used Fiero and a cushy \$10-an-hour job ensuring the automatic sprinklers went on in the football stadium.

It's not just Brian Grant either. You see this kind of thing all the time from guys in different sports. "I'm just happy to be drafted by this great organization... This has been my dream since I was a child... I just want to contribute..." Nobody ever gets drafted and immediately says, "If you guys don't pay me \$100 million, I'll just sit on my butt and collect money off my Nike contract." Somewhere between that first interview and the first game however, the mindset changes and a bag of potato chips turns into a bag of \$100 bills. I'm sure the obscene amounts of money we pay professional athletes, greedy agents, and the superficial cult of hero worship we've created all contribute to this evolution. But it's more than that, I think it's endemic to our culture, or at least modern day American culture. It's more complicated than the need for more money, fast cars and a big house. It's the continuous need for more, regardless of what we have or how lucky we really are. Sort of a perpetual inferiority complex.

This problem certainly transcends the sports world, especially here at Hastings. When I first applied to law school, I was happy to get in anywhere. Sure, most of us wanted to go to Boalt, but what do they have that we don't, besides no grades, a national reputation and an OCI list as thick as the New York City phone book? Seriously, everybody complains about how dreadful Hastings is when compared to other schools. "The grading curve sucks." "Nobody interviews here." "The teachers are too old." (Y'eah, Faigman, pushing 40 and they practically have to wheel Dean Gray into the classroom). However, we tend to forget that students at about 160 law schools would love to learn law in the heart of San Francisco's Tenderloin (Civic Center, if you're a prospective student). If you think students at USF and Golden Gate don't envy us, go check out their facilities, course offerings, and OCI lists.

As I go through job interviews, I see the same thing happening to my perspective on law firms. When I first started interviewing I was willing to work for any sleazy, slip and fall personal injury firm in Bakersfield. But I quickly realized that employers have heard of Hastings, even firms in strange, exotic places like New York City and Washington D.C. (that's east of the Nevada border for you California natives). A couple of them even think it's a pretty good school.

Anyway, I figure I'm pretty damn lucky, and I don't even get to play professional basketball. We pay dirt-cheap tuition, have smart, concerned professors, and go to school in the most picturesque city in the country.

In that same vein, perhaps Brian Grant, Glenn Robinson, and the rest of the malcontented, spoiled sports figures (and don't forget the poor owners being bankrupted because they were forced to take on the burden of running professional sports teams) should pause the next time they start complaining. Things could be much worse. I mean, they could be working for a living. They could be incumbent Democratic congressmen. They could be Hastings Law Students.

ED - Mr. Herman will now be getting a byline in every issue of the Hastings Law News whether he contributes an article or not.

Out of the Cellar

Storing and Aging Wines

Hebe Smythe and Kenneth Sumner
WINE COLUMNISTS

Most red varieties age well, and may benefit from being stored for 5 to 50 years (you can drink them to celebrate the end of student loan payments). Aging in bottles permits the flavors to change as micro biological activity continues, developing the wine's wood flavors, mellowing harsh tannins, and eliminating undesirable chemical elements. Fruit flavors diminish with age, thus wines valued for their fruit should be drunk young.

It is impossible to predict exactly how a wine will change over time; nonetheless, it is usually worthwhile, and you almost always end up with a wine that far exceeds your initial investment. (Please note: These rules don't apply to any wine that comes in a bottle bigger than your head. Try washing your dog with this instead.)

If you can't afford a cellarful of wine, a good place to taste wine is the London Wine Bar, "America's First Wine Bar" at 451 Sansome between Sutter and Clay. The selection is good, and if it is not too crowded, the bartender will help with any questions. More importantly they have free breadsticks and cheese.

CALIFORNIA RED

This month we review five wines representing the main red varieties grown in California.

Shadowbrook Napa Valley Pinot Noir (1992) - Pinot Noir is a grape from the Burgundy region of France, a classic red that ages well and is generally high in alcohol. Even if you are not partial to Pinot Noir, you should enjoy this version. It is clear with a light garnet color. The nose stands out - tones of fresh cherries and plums followed by jammy smells of the same fruits, with a slight oak smell throughout. The taste is delicious and matches the nose, but this wine's finest quality is its silky, full body. It seems to expand and enlarge as it goes to the back of the mouth. Makes you smile.



Sobon Estates Shenandoah Valley Syrah (1991) - Not to be confused with Petite Syrah (not a very tiny Syrah; a different wine altogether), Syrah is a grape native to the Rhone river valley in southern France. This Syrah has a rich garnet/ruby color, with some opacity. A weird chemical smell

reminiscent of gasoline dominates the nose, though some spice and a green fruit and sour cherry aroma come through afterward. The flavor was chemical at first, but improved immensely after a bite of cheese. It would go well with sharp cheeses, or may be plain red meat. Age could definitely improve this wine; the strange gasoline smell would disappear and the wood would develop.



Sonora Amador County Zinfandel (1991) - Zinfandel is grown only in California, so never ask your waiter for a good French Zinfandel. This one is clear, with a ruby to purple color and a nose of ripe plums, blackberries and raspberries. The taste is well-balanced. It could stand alone, but would be much better with food: Fig Newtons perhaps, or better yet some ratatouille or pasta with tomato sauce.



Quivira Dry Creek Merlot (1991) - Merlot comes from the Bordeaux region of France, making it one of the classic "big red" varieties. It is typically rich in wood flavors and somewhat high in tannin, making it a good candidate for long aging. It is definitely a food wine. For fans of Quivira wines, this one does not disappoint, but neither is it particularly good. It is clear, with a rich ruby color you would expect from a Merlot. The nose is dominated by black cherries and blackberries and hints of smoke and spice. The taste, though good, doesn't quite live up to the nose as the rich fruit and wood elements are overpowered by the taste of tannin on the back of the tongue. The finish is also tannic. Try it with poultry or veal.



Livingston Napa Valley Cabernet Sauvignon (1991) - Cabernet Sauvignon, like Merlot, is native to Bordeaux and their qualities are quite similar. This Cabernet has a pleasant, deep ruby/purple color and a satisfying nose. A popout of dried fruit and strawberry jam are balanced by cedar and spice for a typical Cabernet smell. Flavors come through in the taste and the long, strong finish. This medium- to full-bodied wine could stand up to rich food like lamb sausage or rosemary chicken with wild mushrooms.



Food

If Six Were Nine Then Five are Eleven

That Fork Guy
RESTAURANT CRITIC

For this month's restaurant review, I have enlisted the aid of noted hypnotist, Dr. Van Styke ("VS"), to help reconstruct the memory of the Law News Staff. Present at the session is Editor in Chief Elaine Pappas ("EP"), Executive Editor Lesley Kim ("LK"), News Editor Eric Johnson ("EJ"), Production Manager Connie Stindley ("CS"), and That Fork Guy ("FG")! Dr. Van Styke will now put the staff under hypnosis.

VS: You are all now asleep. <snaps> very asleep. You are relaxing, good. You are imagining yourself

on Eleventh Street in the SoMa district, walking to a restaurant.

LK: Are we fashionably dressed?

VS: You are dressed quite nicely as you enter the low lights and smoky sounds of Eleven, restaurant and bar.

CS: I thought that place was closed 11.

VS: You should be much, much more sleepy and <snaps> taste like. Look here at my shiny pocket watch! Now, you are being led to a table inside.

LK: Is it a nice table or are we near the kitchen?

VS: It is smoky and dark inside with only the romantic illumination of candle wax to guide you.

EP: So what, we can't see?

VS: You sit down and a tall, handsome waiter approaches. Behind you a woman croons

jazz from the second story box to the snapping bass of the Harry Connick clone sitting next to her. There are surreal tapestries and metal picture frames covering the walls.

FG: Heh, heh! He said surreal!

CS: So what?

LK: Are we near the kitchen or what?

VS: You order. Your appetizers arrive. First there is battered zucchini with tomato aioli.

EJ: I believe there is Anchor Steam beer in this buffet?

VS: You are correct. Next comes a plate of mushrooms served in a thick...

EP: Wait that's the wrong one, we ordered the other mushroom thing.

VS: The other mushroom thing <snaps> yes - you ordered the stuffed mushrooms from the list of daily specials. It is mushrooms stuffed with portobello mushrooms.

EJ: The zucchini is kind of rubbery but the flavorful

sauce more than makes up for it.

EP: The mushrooms are slimy yet satisfying.

VS: Someone orders a bean soup.

FG: Yeah, it was salad!

LK: What the hell does salad mean?

FG: I am drinking! I remember drinking something.

VS: Yes, what are you drinking?

FG: We are all drinking a glass of Mondavi from Napa Valley, Fume Blanc 1991. It complements dinner nicely. Wait - no I'm drinking a Duff beer.

VS: <snaps> Eventually the waiter returns with dinner. There are many more people here now and they are well dressed, ahem, fashionably

dressed. What are you eating?

EJ: I am eating roasted chicken with garlic mushrooms and capellini primavera. I also have a salad of baby green lettuce and house vinaigrette.

CS: That salad looks suspiciously like the premix bag at Costco.

EP: The chicken and mash was zingy and zany and roasted - chicken was floating in a sea of garlic mashed potatoes. The mash was fluffy and melted in my mouth.

EP: I have petrale sole meuniere with lemon capers and wine sauce. The petrale is perfect and the capers are a nice touch.

CS: I'm having something with a lot of pesto over it. The pesto is tasty - not too salty or oily.

FG: Which is good if you're a sailor or a used car salesman -

respectively.

LK: I am having the salmon fillet and linguine with capers and peppers. Yummy!

FG: Chef-boy-OR-dee! I got the pizza with the rock shrimp and the roma tomatoes. Rock and roma!

CS: I'm sorry, but that is not funny.

VS: <snaps> <snaps> Please, you are still in a trance, you are still eating.

FG: Heh, heh, look the kitchen fire is really big, fire is cool!

VS: After a long time, your plates are cleared away. Do you get coffee?

FG: Hell yes, put it on the expense account! Bring on dessert!

EP: Wait, wait...

FG: And another round for all the little forks!

CS: That's not funny either.

FG: That Elke, now there's a babe!



FOOD



SERVICE

RATINGS GUIDE

- ☆☆☆☆ Excellent
- ☆☆☆☆ Good
- ☆☆☆☆ Fair
- ☆☆☆☆ Poor



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Alumni Profile

International Alumni Has it All:

Tomme Young, Class of 1981

Matthew G. Ball
STAFF WRITER

Tomme Young consults for the United Nations as a Policy Analyst. Behind this vague title is a world of color that few attorneys ever dream of, much less attain in their careers.

Her position takes her to work in Africa, Latin America, and the reservations of the American West. She has tackled such topics as national parks, bio-diversity protection, and natural resource management. And the kicker — she has up to three to five months of free time every year.

Just back from a recent trip to Trinidad, she strolls leisurely into a Richmond District coffee shop dressed in faded jeans and a tank top with a long shirt thrown over it. Call it international grunge, the outfit of someone far from corporate culture with no thoughts of ever going back.

In Trinidad, she was helping the government figure out a better way to police their commercial hardwood plantations. The trees are very valuable and many people were stealing them. The only way for the government to police the trees was to post people all around watching for thieves. But the government receives no immediate economic benefit from the sale of the wood because they were not the end users. They collected only a small tax that couldn't even cover the enforcement costs.

Young proposed a system in which the end user of the hardwood product would be responsible for guarding it as well, essentially taking over direct management in some ways.

"It might mean they'll be heading over to the national parks," she says, smiling ruefully, "but they really have better enforcement over there."

Many of her assignments are like this now, Young says. She takes a look at the way government is conducted. She looks at what the laws say and what they are really accomplishing.

She began working for the UN quite by accident, she says, although in reality it seems that her career path was itself guiding her to this goal. At Hastings she took classes in both Environmental Law, and in Business Law. Her first job was at a small Oakland firm, working as a real estate lawyer, doing transactional work.

Her next job was with one of the largest firms in San Francisco, and she started practicing

environmental law, during a time when the first glimmerings began to appear of the close relationship that now exists between business and environmental law. She wrote a book called *Managing Environmental Risk in Real Estate and Business Transactions*, which won her nationwide recognition in the legal community and entrenched her firmly in this narrow specialty.

Young moved up to one of the biggest law firms in the country, and there while working on an independent writing project, first contacted the United Nations for information. They asked her if she would consider consulting for them, and she took a six-week leave of absence from her firm that grew into a permanent one. "I realized that I hadn't had this much fun on the job in a long time," Young said. "The money was the only thing keeping me in the big firms, but I came to realize that I didn't need it for my lifestyle."

She also notes that her job often keeps her out of the country for three to four months at a time. "You don't go away for a week in this type of work. I know very few 'true' international lawyers that do. If you have a family it might be hard for them, and for you too," Young said that she herself has been "unattached" for the last couple of years.

In addition, consulting jobs can dry up because of international politics. "I'm a peacetime consultant," she said. "When the bullets start flying, I'm out of work." Desert Storm for her meant an 8 month work stoppage.

To students interested in doing this type of work, Young has some advice. Looking back on her career prior to this she says, "It takes paying some dues. And make sure you pay off your student loans first."

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The Hunter and the Raven

Jacob Bray
STAFF WRITER

There once was a hunter who was a very poor shot. In fact, he could not even see where his arrows went when he shot them from his bow. Day after day he would hunt for caribou but he never brought one home. The other hunters teased him about it so much that the poor hunter was ashamed of himself. Life became so unbearable that he decided to freeze himself to death. One day when it was very cold he went far out into the snow-covered tundra. There he took off his parka, his fur trousers, his mukluks and mittens, and lay down in the snow to die.

The hunter lay with his eyes closed waiting for death, but strangely he did not freeze as he hoped. Instead the heat of his body melted the snow around him. As he lay there trying to freeze, Mr. and Mrs. Raven came by. Noticing that he had no clothes on and that his eyes were closed, they thought he was dead.

"Will you take his eyes out first?" asked Mrs. Raven.

"I am afraid so," said Mr. Raven. "He might not be dead."

"Yes he is," replied Mrs. Raven. "The foxes have taken his clothes off. He has been dead a long time."

"You are right," said Mr. Raven. "I will take his eyes out."

Drawing out his knife, Mr. Raven jumped on the hunter's chest to take his eyes. The hunter had heard the conversation and just as the raven landed on his chest, he scrambled to his feet, sending poor Mr. Raven tumbling on the ground. Mr. Raven's knife fell to the ground, and the hunter picked it up.

"Give me back my knife, Mr. Hunter," said the Raven. "I will give you anything you want. I will make you a great hunter: when you go hunting you will always have good luck."

"Are you telling the truth?" asked the hunter.

"Yes," said the Raven. "When you go hunting you will be the best hunter of all."

"That is all I want," said the hunter. "You may have your knife."



"Always remember this one thing," said the Raven, "Whenever you kill a caribou, you must take his eyes out first and leave them for us."

The hunter agreed and the Raven took his knife and flew away. The man put on his fur again and taking his bow and arrows started to hunt. Soon he saw a big herd of caribou and easily killed two of them. Remembering what the Raven had said, first he took the eyes out and then he began to skin the caribou. Soon the Ravens came and ate the eyes, then they flew away. Just as the Raven had promised, the man became a great hunter and always found game when he went hunting. People no longer teased him, but instead honored him for his great skill. He became very proud of himself, and forgot the Ravens.

One day he killed a caribou and since it was late, did not bother to remove its eyes, but quickly skinned it and took it home. The following day he saw no caribou. The next day he was just as unlucky. The third day he saw a caribou but when he shot at it he could not see where his arrows fell. Then the hunter remembered the Ravens and regretted getting them. Recalling his previous experience, he decided to do it again. Taking off his parka, his trousers, his mittens and his mukluks, he lay down in the snow to wait for the Ravens. Before long the hunter was frozen stiff. (from *Alaska Igloo Tales* by Edward Kienahn)

The Raven is the creator God of the North. He is also a clown and a trickster. In many Raven stories his perceptions and ideas are in conflict with reality, usually to his detriment and often to others as well. He is not a noble or proud spirit like the Eagle. Instead he inadvertently bungles around from one mishap to the next. The Raven created humans in his own image, like him they are pompous and vain, and like him we love to brag. It is when he thinks he is wise that he is the silliest and most stupid, and when he feels that he is ignorant and foolish is when he is the closest to wisdom. Even our eyes are like the Ravens'. We can see what we focus on with sharp clarity, but we can rarely see the broad picture.

Would Raven make a good lawyer? A Supreme Court Justice? Is the similarity in plumage purely coincidental? Is he more like Rehnquist, or Scalia?



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Korematsu Enthralls Crowd

Continued from page 1

he spoke mostly about his life before and after these cases, giving his audience a glimpse of Fred Korematsu, the person, not seen in case books.

Born in Oakland in 1919, Korematsu encountered prejudice and racism very early in life. Although he learned about history and the Constitution in school, he said that outside school it was difficult to find barbers or restaurants that would provide services for Japanese-Americans. He had tried to join the Coast Guard when it became apparent that the United States might go to war, but was turned down while his white friends were accepted.

Korematsu noted that he found little support even among Japanese-Americans when he refused to report to an assembly center, and later when he fought his conviction. Korematsu's friend said it was best to do as he was told and not make things worse for himself. "It could have been worse," Korematsu said. "With the incredible amount of power that the military had over the citizens, what happened in Germany could have happened in America."

After his conviction, Korematsu was interned with 112,000 other Japanese-Americans. Although he went on living a normal life after he was released, and with the thought that the Supreme Court had upheld his

conviction, Korematsu feared that it could happen again. "I thought it could happen to my children, or to you," he stated, referring to the audience. His victory in the 1984 review of his conviction left him with some peace of mind, knowing that the record has finally been set straight.

Ken Korematsu spoke first during the program, introducing a sample from the documentary-in-progress, "Of Civil Rights and Wrongs: The Fred Korematsu Story," that he has been working on with three other people. The documentary included photos from the 1940s of Korematsu and others around the time of the internment. It also included interviews of Korematsu and others who were involved in his legal battles over the years.

Minami took the floor next, discussing more of the legal aspects of Korematsu's case, including how he became involved. He was contacted by a professor who had uncovered documents proving that the government had lied to and intentionally misled the Supreme Court during the landmark 1944 case. The professor, who had already spoken to Korematsu and two other men who had been similarly convicted, asked Minami if he wanted to take the case. Minami said his first question was whether Korematsu

was still alive, because it was hard to believe that the abstract person in this famous case was actually real. "It would be like having Mr. Penney or Mrs. Palsgraf walking in to the room," he said.

Minami had many reasons for taking on the case: to educate the public; to overturn the precedent set by *Korematsu*; and to overturn the convictions of three courageous men. The government was so anxious to put this case behind them that they immediately offered Korematsu a pardon, which he turned down because being pardoned still meant that his conviction held. The government then offered a "pardon for innocence." Minami asked the government to clarify exactly what that was, to which the government replied, "We just made it up." This, too, was refused, primarily because Minami and Korematsu wanted the case to be heard in court so there would be a judicial declaration on the books to correct history and the legal record. Minami ended his address by thanking Fred Korematsu for being a hero.

The event was coordinated by Asian/Pacific American Law Students Association, Momiji Japanese Law Society, and the *Constitutional Law Quarterly*.

AG Forum

Continued from page 1

corpus reform, curtailing the appellate process. Miller, noting the current local and national interest in Proposition 187, turned the panel to the immigration issue. "The sins of the father should not be visited on the son," argued Ciletti. "[Proposition 187] penalizes, to a certain extent, innocents," he added, and may create an "underground" of illegal children. Meese contended that Proposition 187 is well-intended. Thornburgh, Attorney General under President Bush from 1988 to 1991, noted that some of its provisions appear "draconian" and expressed general concerns about immigration policies which create a "hostile environment" towards immigrants. "California," Thornburgh said, "may simply be an accident of geography." Immigration problems, he suggested, should perhaps be viewed as such. Barr, however,

pointed out that the United States has the most liberal immigration policy in the world and immigrants still come "crashing over the border." Some immigration problems exist irrespective of geography, Barr contended, arguing that immigrants may enter the country, frivolously seek asylum, and then flee authorities.

The panel was asked if the Attorney General acts, in effect, as a public mouthpiece for the president. Thornburgh said that presidents, democrats and republicans alike, have assiduously avoided using the Attorney General as a political spokesman. Barr agreed and stated that an Attorney General is free to speak out but is not "sent out" to speak for specific political purposes.

The discussion, held October 22 in the Louis B. Meyer Lounge, was recorded by C-SPAN and will air in January.

Clerkship Forum

Continued from page 3

require top academic credentials, such as a high class rank and law journal participation, some judges look at outside activities as well. Federal magistrates and state courts are often not as competitive. Seallen noted, "State courts can provide great opportunities, and might be more realistic if you're not at the top of the class. There are also very interesting issues coming up in the state supreme courts."

Geographic location is also a consideration. In Faigman's opinion, the major east coast and California cities are very competitive. Applying in areas where there are fewer law schools, such as the northwest and the southeast, may increase an applicant's chance in being selected. Only apply to a clerkship that you would be willing to take, stressed Faigman. "Don't apply to a judge you aren't willing to work for." While the etiquette may seem strange, clerkships are an offer that can't be refused; it's impolite to keep me judge on hold while waiting to hear from another.

Faigman noted that a good target date for applications is January, although some students send out applications as early as November. Officially, federal judges are not allowed to consider applications before March 1; unofficially, they do. Faigman suggested sending out the applications for the more competitive positions early, then sending out a "second round" of alternative choices at a later date. An application consists of a cover letter, transcript, resume, writing sample, two or three letters of recommendation.

Resources listing the names and addresses of judges are available in the library.

Left-Out Protests Decor

Continued from page 1

when Thurgood Marshall had to find a law school to educate a black person."

Left-Out expressed concerns that the white hallway does not reflect the diversity of either the California Bar or Hastings student body. Nearly half of the 1993-94 student body identified themselves as belonging to an ethnic minority, and more than half were women.

Martinez said the portraits had, as far as he knew, been on display since the building was built and never been a source of contention before. While he agreed with Left-Out "in that the photos don't necessarily reflect the Hastings community today," Martinez noted that the pictures are not of random white men, but rather of eminent 65 Club members. "Interestingly enough, the 65 Club was created at a time when these white males were being discriminated against—on the basis of their age. They were



PHOTO BY STEVE ANDERSON
Left-Out Member Mally McKay in action.

told that they were 'washed up' at some arbitrary cut-off age limit," said Martinez. "And in large part, the 65 Club got Hastings through some very lean times and helped give Hastings the reputation it has today."

"The sheer number of pictures creates a daunting impact if you're going to be an old white man someday," said Nelson. "I saw them when I came to get an application and my first thought was, 'I don't belong here.'"

Second-year student Jennifer Prentiss was "concerned about being disrespectful to the professors, but [Left-Out] did a classy job of showing respect. I was pleased

with the planning and forethought of [Nelson's] speech; it was brief and well thought out."

Elaene Fitch, a second-year student who helped hang the pictures, was "surprised that the security guards weren't one step behind us while we were hanging the photos." Second-year Robin Haaland "was not surprised" with the administration's complacency. "With the press here, image is everything," Haaland observed.

Left-Out was founded by current Hastings students Mally McKay, Florence Zolin, Nelson, and Sadeghi. The group receives no funds from the Associated Students of Hastings (ASH), and is not registered as an official student organization.

Left-Out violated Hastings' protest rules prohibiting unauthorized posting or protests, at the cement area in front of the 198 McAllister building is the only authorized place for a demonstration.

UC Hastings?

Continued from page 3

brochure, it says we were founded as the University of California's law school? Why is it that Hastings' buildings say University of California on them? Why do our ID cards say UC? Why do all these things say we're UC students, but we are still not UC students? The Regents look like they're misrepresenting our status to alumni, future students, and to the public."

Poulakidas was unimpressed with the official response from the Office of the President, stating, "All Galligani said was 'you're not UC students because you're not UC students. That's the way it's always been... You're not UC students because you've never been considered a UC campus.' And Melvin Beale said that he couldn't think of any better reason why Hastings is not a UC than he had been working for UC for 22 years, and he never considered Hastings a UC campus."

Unhappy with the tenor of the meeting, Poulakidas lamented, "We talked in circles, and circles,

and circles. They can't arbitrarily say, 'you have to pay our fees, but you're not UC students. We can make you regulate speech, but you can't sit on the Board of Regents.' And yet they grant this right to every other UC student."

"We expected a logical or legal explanation, and they provided us with neither," explained Poulakidas.

In response to the October 14 meeting, the Associated Students of Hastings (ASH) passed a resolution at its October 19 meeting demanding the Office of the President to recognize Hastings students' status as UC students. ASH also formed an Ad Hoc Committee on UC Representation, headed by third-year Matt Swartz.

ASH and UCSA are waiting for the Office of the President's findings on the status of Hastings students before taking further action. The Office of the President promised to provide a formal, written response to Hastings' demands at the November Board of Regents meeting. "I hope they will recognize that they have

treated Hastings in an arbitrary and unfair manner," commented ASH President Joanna Madison. "While they dilly-dally on this issue," Poulakidas added, "A five year differential fee proposal will be set, next year's regular fees will be set, all without our input. These things affect not only current students, but all future students. First years should be seriously attentive to this issue. They're already paying \$2000 more than the second and third years. That decision was not made by our Board of Directors, but the UC Regents."

"The one thing that affects all of us is our fees. Since 1989, our fees have gone up 225%, not including the professional school differential fee," noted Poulakidas. UCSA is sponsoring a lobbying day for professional school students to protest the Regents' proposed increases of differential fees. The event will take place on November 19 at the UC San Francisco campus. Every UC professional school student is invited to attend.

Clearinghouse

Continued from page 3

The Clearinghouse also operates the Legal Services Coordination Project, the Public Interest Computer Project and Legal Aid/Net. Both are geared toward facilitating the operation of public interest organizations. The Legal Services Coordination Project encompasses coordinating Project Director meetings and

publishing the quarterly *Legal Services Bulletin*. The Public Interest Computer Project coordinates the computerization of legal services throughout the West Coast, serving as a link for others to learn and share innovations with other in the public interest sector.



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Panel Denounces Proposition 187

Robert S. Tanner
FEATURES EDITOR

"American Me," a panel discussion on Proposition 187 concluded that the initiative was flawed and be costly to California.

If enacted, Proposition 187 would deny publicly funded services to undocumented persons, including education and health services.

Bill Wong, a legislative advocate in Sacramento, expressed his concern that the initiative, like many winter sponsored initiatives, is too broadly written and without much direction. "This leaves a lot of work for the legislature, administration and courts to do," Wong said.

Implementation of the proposition depends on the outcome of the upcoming gubernatorial race. Illegal immigration has been a key topic in Governor Pete Wilson's campaign.

Wong predicted that the legislature would pass similar legislation within the next year, regardless of who is elected governor.

Proposition 187 was initially launched by the Federation for American Immigration Reform (FAIR). "It looked initially like it would fall well short of the voter signature requirement to qualify for the ballot," Wong said, "then the state Republican party spent \$70,000 to recruit the remaining signatures."

Ignatius Bau, an attorney with the Lawyers Committee for Civil Rights, stated that about 1.4 million California residents, approximately 5% of the state's population, are undocumented. Bau sharply attacked FAIR's fiscal estimates of providing services to undocumented people.

One overused statistic, Bau noted, states that two-thirds of the live births in Los Angeles are in undocumented workers. This figure is actually based on a 1983 study of two clinics in Los Angeles," Bau said. "Hardly an accurate basis for that kind of extrapolation."

The identification

requirements of Proposition 187 are in conflict with federal privacy laws, Bau claimed, and could cost the state close to \$15 billion in federal funds. "Even the highest estimate of the cost of services to illegal immigrants is only \$5 billion," Bau said, "so the proposition costs Californians \$10 billion."

Bau further attacked the \$5 billion figure as an inflated estimate revised upwards from Wilson's own previous estimate of two years ago.

Elisa Fernandez of the Mexican American Legal Defense and Educational Fund estimates that 300,000 children could be prevented from

attending school if the proposition passes.

"This number has alarmed law enforcement groups, who predict that youths not in school will either fall victim to or become involved in criminal activity," Fernandez said.

Fernandez also fears that the state will use Proposition 187 to find out the immigration status of children's parents.

Governor Wilson has suggested amending the Constitution to abolish automatic US citizenship through birth.

Fernandez believes that Proposition 187 would achieve the same effect by targeting children and their parents.

Santiago Munoz of the California Public Association of Hospitals warned that budget reductions have already stretched hospitals to the breaking point.

"Asking doctors and nurses to serve as junior INS agents would divert valuable resources from what doctors and nurses are actually trained to do," Munoz explained. "By denying people basic health services, incidents of infectious diseases will increase."

Munoz noted that the independent state Legislative Analyst Office concluded that Proposition 187 would have an \$8 billion effect on Medi-Cal funds. "The combined effects of Proposition 187 would devastate the state health system," Munoz concluded.

Frank Wu, a visiting scholar at Stanford University, moderated the October 17 discussion.

Bernie Witkin Lauded by Local Legal Community

Diane Lewis
STAFF WRITER

The incomparable Bernie Witkin was recently honored at the Charles Houston Bar Association's annual reception for the Northern California Black Law Student Associations.

The Charles Houston Bar Association, an affiliate of the National Bar Association, was established in 1955 by Bay Area African-American attorneys dedicated to ending racial discrimination in the legal system.

At the reception, the energetic 90-year-old Witkin charmed the audience of law students, practicing attorneys and judges with his knowledge, wit and perceptions about the practice of law. The guests breathed a collective sigh of relief when

Witkin assured them that he has provided for continuation of his *Summary of California Law*. He has established a Witkin Department with the publisher Bancroft & Witney to continue publication of the Witkin volumes.

Witkin predicted that the publication of books will be rendered obsolete fairly soon, as CD-ROM and its electronic successors will predominate.

"Law schools and publishers want you to waste a lot of time buying and using volumes of books," Witkin said. "Pretty soon books will be only in the Smithsonian."

Witkin also projected that existing flaws in the legal system will be addressed in the 21st century. Full-scale legal proceedings will be less the standard for dispute resolution as new judicial processes, such as

negotiation and mediation, which will also emerge and become more customary. New structures will also emerge. Witkin claims, including panels of judges who may be called on to provide free expert advice to anyone requesting their legal assistance. They will increasingly address issues in emerging areas of the law, such as environmental law and cohabitation.

As legal practices change, Witkin warned, students must remain flexible if they want to practice law. He admonished students to obtain as much training and work experience as possible, and to be open to any opportunity available, even if it is not in their primary area of interest.

Witkin's work has saved many law clerks assigned to research the law on some unfathomable question.

Blotter

Continued from page 6

10/19/94. Time: 00:45. Officer found a black male adult opening his sleeping bag to sleep on the patio. Officer told the subject that he could not sleep on the patio and subject left without incident.

10/19/94. Time: 04:45. Officer found a white male adult sleeping in the exterior stairwell. Officer awakened the subject, warned him and subject left the property without incident.

10/19/94. Time: 22:56. Officer found two white male adults loitering on the patio. The subjects were verbally hostile. Officer escorted them off the property without incident.

10/20/94. Time: 15:23. Officers observed a black female adult yelling at anyone who passed her. The subject was belligerent to male officers but calmed down when a female officer spoke to her. She left the property without further incident.

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T	H	E	E	S	E	R	I	O	M	A	T	
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			N	E	B	A	E	S				
			T	W	L	V	E	A	N	G	R	M
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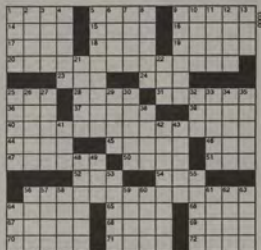
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 Edited by Stan Chess
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ACROSS

- 1 Toy-past
 ammo
 5 A heap
 9 Struck an
 attitude
 14 Algerian port
 15 Agenda
 segment
 16 Mary
 Richards' best
 friend
 17 Star Wars
 princess
 18 Point at the
 dinner table?
 19 Tended to be
 the
 Tin Man
 20 Kooser novel
 23 Setup site
 24 Hogwash
 25 Cone-bearing
 tree
 26 Steady
 31 Cal, perhaps
 36 The College
 Widow author
 37 "... you so?"
 38 Pocketed
 bread

DOWN

- 40 Head of the
 Secret
 Squadron
 44 You, once
 45 Comic lead-in
 46 Tabled cloth
 47 Joining alloy
 50 Sit a spell
 51 Whatever
 52 Neighbor of
 Col
 54 He ran against
 DCE
 55 Henry Ford's
 movie
 64 Kerman native
 65 Swartlow
 memoir
 66 Newspaper
 section, briefly
 67 Grain
 elevator's kin
 68 Albany Buffalo
 canal
 69 As far as
 70 Composer
 Gustav
 71 Kind of vision
 72 Look too soon

DOWN

- 1 Without
 preparation
 2 Predict
 3 Stut holding
 4 Plumber's tool
 5 Educated folks
 6 Soul singer
 7 Violet terra
 8 Slip on
 9 PGO
 10 Riverfront
 Stadium's river
 11 The man from
 UNCLE
 12 Delightful
 region
 13 TV's Major
 21 Sweetheart of
 the 1976
 Olympics
 22 A Smothers
 brother
 25 Friday request
 26 Potato type
 27 Drive back
 28 Tanker
 weight

- 30 Gantry of
 fiction
 32 Reuters rival
 33 Standard
 deviation
 symbol
 34 One of the
 Alices
 35 Unkempt
 36 Desperately
 urgent
 41 Cartoonist Kay
 42 Be at odds
 43 Eyewitness
 48 Sign for which
 49 Gun the motor
 53 Harried
 55 Sundae
 topping
 56 Small combo
 57 Berlin casually
 of 1989
 58 Cain's nephew
 59 Place of land
 60 Catch cold?
 61 Act glib
 62 Droll ending
 63 Recess
 64 Suffs with boy
 or girl

Top Ten Lists

Things to Do
With The Pit

Rich Jankowski

10) More faculty
 parking! (happy
 professor=high grades)

9) Three words to
 increase post-graduation
 employment: Taco Bell
 franchise

8) Next year's OCI
 interview area (put
 Hastings' best foot
 forward)

7) A 90's spin on ADR:
 gladiator pits. May the
 strongest advocate
 survive!

6) Plan for the future—
 law school debtor's prison

5) Dead white guy
 photo gallery

4) Urban arboretum/
 tourist attraction: Life in
 the Loin

3) Graveyard for future
 corporate lawyers'
 integrity

2) More overpriced
 student housing!

1) Not a damn thing,
 we all love it just the way
 it is!

Things That
Didn't Happen
This Month

Charles Cypher

10) There was no
 referendum on having a
 UCSA representative.

9) Security didn't get
 worse. In fact, say good-
 bye to the Richard at
 198 McAllister. He is
 being replaced by a
 peace officer.

8) Dean Kane didn't
 give her "welcome"
 speech.

7) Building services
 didn't notice that winter
 has arrived.

6) Still haven't met my
 Buddy.

5) OCI is over and still
 nobody does the reading.

4) None of my
 professors became
 comprehensible.

3) Nobody filed a Smith
 v. Regent refund
 request.

2) Left-out didn't
 listen to the
 administration and
 staged their 65-club-
 portrait-gallery protest
 anyway.

1) The World Series.

Stork's People



I came to law school interested
 in truth and justice. In legal theory.

Interested in becoming an advocate
 for those less fortunate than myself. To search
 and ponder opinion on life's deepest
 and complex governance questions.

My interests lead me to such courses as
 Real Property, Wills and Trusts and Contracts.
 I knew that to reach my goals, I would have to
 put aside certain other interests I had about the world.

The reading grew, and with it so did the outlines
 the weekends at the library.



So now, as I finish up this, my second year,
 I've discovered the only interests I have left
 are of the contingent and remainder variety.
 None of which are really that vested.

Where the Hell are the Singing Cats?

Rob Tanner



Where the Hell are the Singing Cats

Rob Tanner



Where the Hell are the Singing Cats

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